



General Assembly

February Session, 2010

Raised Bill No. 5146

LCO No. 896

00896_____HS_

Referred to Committee on Human Services

Introduced by:
(HS)

***AN ACT CONCERNING VISITATION OF CHILDREN COMMITTED TO
THE DEPARTMENT OF CHILDREN AND FAMILIES.***

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Subsection (p) of section 46b-129 of the 2010 supplement
2 to the general statutes is repealed and the following is substituted in
3 lieu thereof (*Effective October 1, 2010*):

4 (p) (1) Upon motion of any [sibling] person related to the child or
5 youth by blood or marriage, including, but not limited to, a sibling, the
6 court shall consider visitation of any child or youth committed to the
7 Department of Children and Families pursuant to this section. [, such
8 sibling] Such person shall have the right to be heard concerning
9 visitation with, and placement of, any such child or youth. In awarding
10 any visitation or modifying any placement, the court shall be guided
11 by the best interests of all related persons, including, but not limited to,
12 siblings, affected by such determination.

13 (2) In awarding visitation, the court shall specify all conditions of
14 visitation, including, but not limited to: (A) Persons who may visit; (B)
15 times, including frequency and duration, and locations of visits; (C)

16 activities that are permissible and impermissible during visits; and (D)
 17 actions that will result in automatic suspension of visitation.

18 (3) If the Department of Children and Families has reason to believe
 19 that visitation pursuant to the court's award is likely to result in harm
 20 to the child, youth or another person, the department (A) may cancel a
 21 visit or indefinitely suspend visitation of the child or youth; (B) shall
 22 notify the child's or youth's attorney, the child's or youth's guardian ad
 23 litem, the parent or guardian or, if the parent or guardian is
 24 represented by an attorney, the attorney for the parent or guardian, of
 25 the cancellation or indefinite suspension; and (C) shall, not later than
 26 the next business day after the first canceled visit, request an
 27 emergency hearing before the court to amend the award of visitation,
 28 except the department shall not be required to file such request for an
 29 emergency hearing if all persons notified pursuant to subparagraph (B)
 30 of this subdivision agree that cancellation of the visit or indefinite
 31 suspension of visitation is justified.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	October 1, 2010	46b-129(p)
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Statement of Purpose:

To specify the procedures when the Department of Children and Families cancels a visit with a child committed to the department.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]